

UNOFFICIAL VERSION

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THURSDAY, FEBRUARY 21, 2019

ELEVENTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:30 a.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Pastor Ben Graham of Music City Baptist Church in Mt. Juliet, Tennessee, a guest of Senator Pody.

PLEDGE OF ALLEGIANCE

Senator Pody led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Pody led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 30

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

COMMUNICATIONS

February 20, 2019

The Honorable Randy McNally
Lieutenant Governor
425 5th Avenue North, Suite 700
Nashville, TN 37243

Dear Lieutenant Governor McNally:

Please excuse my absence from Session on Thursday, February 21, 2019.

/s/ Raumesh Akbari
District 29, Shelby County
Tennessee General Assembly

APPROVED: Lieutenant Governor
Randy McNally

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February 20, 2019

Dear Lt. Governor McNally,

Please excuse me from Session on Thursday, February 21, 2019. I will be out of the city, attending a conference in New Orleans, Louisiana. The conference is being sponsored by Power Rising, Celebration the Collective Power of Black Women. The organization agenda dedicates itself to activism and engagement: Business & Economic Empowerment; Culture, Community and Society; Education, Technology and Innovation; Health & Wellness and Political Empowerment.

Thank you,

/s/ Brenda Gilmore

APPROVED: Lieutenant Governor
Randy McNally

STANDING COMMITTEE REPORTS

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage House Joint Resolution No. 60.

WATSON, Chairperson
February 19, 2019

The Speaker announced that he had referred House Joint Resolution No. 60 to the Committee on Calendar.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 72 with amendment, 277 with amendment, 293, 345 with amendment, 351, 359, 430, 479 and 500.

DICKERSON, Chairperson
February 19, 2019

The Speaker announced that he had referred Senate Bills Nos. 72 with amendment, 277 with amendment, 293, 345 with amendment, 351, 359, 430, 479 and 500 to the Committee on Calendar.

COMMERCE AND LABOR

MR. SPEAKER: Your Committee on Commerce and Labor begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 309, 340, 352 and 413; also, recommend that Senate Bill No. 29 be referred to Committee on Finance, Ways and Means.

BAILEY, Chairperson
February 19, 2019

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The Speaker announced that he had referred Senate Bills Nos. 309, 340, 352 and 413 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 29 to the Committee on Finance, Ways and Means.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 275, 306 with amendment, 368, 644, 697, 788 with amendment, 907, 955 with amendment, 956, 1252 with amendment and 1337 with amendment; also, recommend that Senate Bill No. 683 be referred to Committee on Finance, Ways and Means.

BELL, Chairperson
February 19, 2019

The Speaker announced that he had referred Senate Bills Nos. 275, 306 with amendment, 368, 644, 697, 788 with amendment, 907, 955 with amendment, 956, 1252 with amendment and 1337 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 683 to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 97, 100, 108, 109, 134, 135, 136, 138, 139, 140, 157 and 158.

ROBERTS, Chairperson
February 20, 2019

The Speaker announced that he had referred Senate Bills Nos. 97, 100, 108, 109, 134, 135, 136, 138, 139, 140, 157 and 158 to the Committee on Calendar.

TRANSPORTATION AND SAFETY

MR. SPEAKER: Your Committee on Transportation and Safety begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 46 with amendment and 785.

MASSEY, Chairperson
February 20, 2019

The Speaker announced that he had referred Senate Bills Nos. 46 with amendment and 785 to the Committee on Calendar.

ENERGY, AGRICULTURE AND NATURAL RESOURCES

MR. SPEAKER: Your Committee on Energy, Agriculture and Natural Resources begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 357 with

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amendment, 497 with amendment, 918 and 919; also, recommend that Senate Bill No. 439 with amendment be referred to Committee on Finance, Ways and Means.

SOUTHERLAND, Chairperson
February 20, 2019

The Speaker announced that he had referred Senate Bills Nos. 357 with amendment, 497 with amendment, 918 and 919 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 439 with amendment to the Committee on Finance, Ways and Means.

HEALTH AND WELFARE

MR. SPEAKER: Your Committee on Health and Welfare begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 789 with amendment and 807; and Senate Resolution No. 10.

CROWE, Chairperson
February 20, 2019

The Speaker announced that he had referred Senate Bills Nos. 789 with amendment and 807; and Senate Resolution No. 10 to the Committee on Calendar.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 49, 166, 784, 790 with amendment, 836 with amendment and 1241 with amendment.

GRESHAM, Chairperson
February 20, 2019

The Speaker announced that he had referred Senate Bills Nos. 49, 166, 784, 790 with amendment, 836 with amendment and 1241 with amendment to the Committee on Calendar.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bill No. 1509** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILL

The Speaker announced the following bill was filed for introduction and passed first consideration:

Senate Bill No. 1509 by Senator Bailey.

Taxes, Hotel/Motel -- As introduced, authorizes the City of Cookeville, by ordinance adopted by a two-thirds vote, to levy an occupancy tax of not more than 3 percent on the privilege of staying in any hotel or motel in Cookeville; requires the ordinance to set forth the manner of collection and

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administration of the privilege tax; requires that all proceeds received by the municipality from the tax be used for tourism and economic development. Amends TCA Section 67-4-1425.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 68, 90 and 131** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 68 -- Naming and Designating -- As introduced, designates the Robert Spicer Memorial Buck Dance Championship as the official buck dancing competition of the State of Tennessee. Amends TCA Title 4, Chapter 1, Part 3.

House Bill No. 90 -- TennCare -- As introduced, changes the basis for the multiplier of the ground ambulance service provider assessment calculation from medicaid transports by a provider to all transports by a provider. Amends TCA Title 71.

House Bill No. 131 -- Motor Vehicles, Titling and Registration -- As introduced, urges the department of revenue to study the enforcement of disabled parking violations; requires department to report its findings and recommendations on or before February 1, 2020, to the transportation and safety committee of the senate and transportation committee of the house of representatives. Amends TCA Title 55, Chapter 21, Part 1.

MOTION

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 212 through 229**; and **Senate Resolution No. 12** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 212 by Senator Yager.
Memorials, Death -- James "Jim" Whitworth Pinkerton.

Senate Joint Resolution No. 213 by Senator Yager.
General Assembly, Directed Studies -- Encourages the Department of Agriculture and representatives of vineyard owners and the retail wine industry in Tennessee to discuss the formation of a statewide wine trail.

Senate Joint Resolution No. 214 by Senators Massey and Crowe.
Memorials, Professional Achievement -- Commissioner Marie Williams, National Council for Behavioral Health 2019 Excellence in Advocacy Individual Achievement Award.

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Senate Joint Resolution No. 215 by Senator Bell.

Memorials, Recognition -- Jennifer Houston.

Senate Joint Resolution No. 216 by Senator Haile.

Memorials, Recognition -- Old Union Church of Christ, 185th Anniversary.

Senate Joint Resolution No. 217 by Senator Southerland.

Memorials, Personal Achievement -- Zach Walker, Eagle Scout.

Senate Joint Resolution No. 218 by Senator Southerland.

Memorials, Personal Achievement -- Grant Busler, Eagle Scout.

Senate Joint Resolution No. 219 by Senator Southerland.

Memorials, Personal Achievement -- Justice Upp, Eagle Scout.

Senate Joint Resolution No. 220 by Senator Southerland.

Memorials, Personal Achievement -- Ben Gall, Eagle Scout.

Senate Joint Resolution No. 221 by Senator Southerland.

Memorials, Personal Achievement -- Isaiah Carroll, Eagle Scout.

Senate Joint Resolution No. 222 by Senator Southerland.

Memorials, Personal Achievement -- Grant Hay, Eagle Scout.

Senate Joint Resolution No. 223 by Senator Southerland.

Memorials, Personal Achievement -- Mitchell Young, Eagle Scout.

Senate Joint Resolution No. 224 by Senator Southerland.

Memorials, Personal Achievement -- Evan Pierce, Eagle Scout.

Senate Joint Resolution No. 225 by Senator Southerland.

Memorials, Personal Achievement -- Bradley Holt, Eagle Scout.

Senate Joint Resolution No. 226 by Senator Southerland.

Memorials, Personal Achievement -- Geovanni Bonanno, Eagle Scout.

Senate Joint Resolution No. 227 by Senator Southerland.

General Assembly, Statement of Intent or Position -- Urges Secretary of State to include the Appalachian dialect in Section VI of the Tennessee Blue Book.

Senate Joint Resolution No. 228 by Senator Reeves.

Memorials, Recognition -- City of Lewisburg, 14th Most Dynamic Micropolitan.

Senate Joint Resolution No. 229 by Senator Reeves.

Naming and Designating -- "Multiple System Atrophy Awareness Month," March 2019.

Senate Resolution No. 12 by Senator Lundberg.

Memorials, Recognition -- Courtney Good, Prudential Spirit of Community Award.

MOTION

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 167 through 171, 173 through 194, 207 through 213 and 216**; and **Senate Joint Resolutions Nos. 195, 198 through 201 and 203 through 211** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 167 -- Memorials, Recognition -- Emmett Bolyard.

The Speaker announced that he had referred House Joint Resolution No. 167 to the Committee on Calendar.

House Joint Resolution No. 168 -- Memorials, Recognition -- Tim Mast.

The Speaker announced that he had referred House Joint Resolution No. 168 to the Committee on Calendar.

House Joint Resolution No. 169 -- Memorials, Personal Occasion -- Marjorie Estell Johnson, 100th Birthday.

The Speaker announced that he had referred House Joint Resolution No. 169 to the Committee on Calendar.

House Joint Resolution No. 170 -- Memorials, Recognition -- Jason Kemp.

The Speaker announced that he had referred House Joint Resolution No. 170 to the Committee on Calendar.

House Joint Resolution No. 171 -- Memorials, Sports -- Bob Kesling, Voice of the Vols.

The Speaker announced that he had referred House Joint Resolution No. 171 to the Committee on Calendar.

House Joint Resolution No. 173 -- Memorials, Recognition -- Women Elevated.

The Speaker announced that he had referred House Joint Resolution No. 173 to the Committee on Calendar.

House Joint Resolution No. 174 -- Memorials, Recognition -- Lieutenant Colonel Larry I. Smith.

The Speaker announced that he had referred House Joint Resolution No. 174 to the Committee on Calendar.

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House Joint Resolution No. 175 -- Memorials, Death -- Kenneth "Rance" Roby.

The Speaker announced that he had referred House Joint Resolution No. 175 to the Committee on Calendar.

House Joint Resolution No. 176 -- Memorials, Recognition -- Chloe Ford, State FFA East Tennessee Vice President.

The Speaker announced that he had referred House Joint Resolution No. 176 to the Committee on Calendar.

House Joint Resolution No. 177 -- Memorials, Professional Achievement -- Leslie Mattern, Sevier County Grades 9-12 Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 177 to the Committee on Calendar.

House Joint Resolution No. 178 -- Memorials, Professional Achievement -- Taylor Valentine, Sevier County Grades 5-8 Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 178 to the Committee on Calendar.

House Joint Resolution No. 179 -- Memorials, Professional Achievement -- Larry Leming, Sevier County Grades PreK-4 Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 179 to the Committee on Calendar.

House Joint Resolution No. 180 -- Memorials, Recognition -- Averil Cole, State FFA West Tennessee Vice President.

The Speaker announced that he had referred House Joint Resolution No. 180 to the Committee on Calendar.

House Joint Resolution No. 181 -- Memorials, Recognition -- Luke Love, State FFA President.

The Speaker announced that he had referred House Joint Resolution No. 181 to the Committee on Calendar.

House Joint Resolution No. 182 -- Memorials, Recognition -- Tarrah Lee Ivy, FFA State Treasurer.

The Speaker announced that he had referred House Joint Resolution No. 182 to the Committee on Calendar.

House Joint Resolution No. 183 -- Memorials, Recognition -- Anna Grace Brown, FFA State Reporter.

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The Speaker announced that he had referred House Joint Resolution No. 183 to the Committee on Calendar.

House Joint Resolution No. 184 -- Memorials, Recognition -- Makenzie Moorehead, State FFA Middle Tennessee Vice President.

The Speaker announced that he had referred House Joint Resolution No. 184 to the Committee on Calendar.

House Joint Resolution No. 185 -- Memorials, Recognition -- Nick Carpenter, State FFA Secretary.

The Speaker announced that he had referred House Joint Resolution No. 185 to the Committee on Calendar.

House Joint Resolution No. 186 -- Memorials, Recognition -- Tennessee Senior Citizen Day of Service.

The Speaker announced that he had referred House Joint Resolution No. 186 to the Committee on State and Local Government.

House Joint Resolution No. 187 -- Memorials, Heroism -- Lieutenant Richard Clive "Tito" Lannom.

The Speaker announced that he had referred House Joint Resolution No. 187 to the Committee on Calendar.

House Joint Resolution No. 188 -- Memorials, Recognition -- Garrett Lee Franklin, FFA State Sentinel.

The Speaker announced that he had referred House Joint Resolution No. 188 to the Committee on Calendar.

House Joint Resolution No. 189 -- Memorials, Recognition -- George M. Gannon, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 189 to the Committee on Calendar.

House Joint Resolution No. 190 -- Memorials, Recognition -- Claude S. Morse, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 190 to the Committee on Calendar.

House Joint Resolution No. 191 -- Memorials, Sports -- Scotts Hill Middle School girls' basketball team.

The Speaker announced that he had referred House Joint Resolution No. 191 to the Committee on Calendar.

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House Joint Resolution No. 192 -- Memorials, Retirement -- Gary Farlow.

The Speaker announced that he had referred House Joint Resolution No. 192 to the Committee on Calendar.

House Joint Resolution No. 193 -- Memorials, Death -- Preston King.

The Speaker announced that he had referred House Joint Resolution No. 193 to the Committee on Calendar.

House Joint Resolution No. 194 -- Memorials, Sports -- Farragut High School Dance Team, Universal Dance Association National Champion.

The Speaker announced that he had referred House Joint Resolution No. 194 to the Committee on Calendar.

House Joint Resolution No. 207 -- Memorials, Recognition -- Down Syndrome Awareness Day.

The Speaker announced that he had referred House Joint Resolution No. 207 to the Committee on Health and Welfare.

House Joint Resolution No. 208 -- Memorials, Death -- Yvonne Y. Clark.

The Speaker announced that he had referred House Joint Resolution No. 208 to the Committee on Calendar.

House Joint Resolution No. 209 -- Memorials, Heroism -- Lieutenant Richard Clive "Tito" Lannom.

The Speaker announced that he had referred House Joint Resolution No. 209 to the Committee on Calendar.

House Joint Resolution No. 210 -- Memorials, Death -- Robert Lee "Bob" Garner.

The Speaker announced that he had referred House Joint Resolution No. 210 to the Committee on Calendar.

House Joint Resolution No. 211 -- Memorials, Death -- Roxie Eva Brown Amonett.

The Speaker announced that he had referred House Joint Resolution No. 211 to the Committee on Calendar.

House Joint Resolution No. 212 -- Memorials, Professional Achievement -- Dr. Jack Upchurch, Distinguished Alumni of UT College of Veterinary Medicine.

The Speaker announced that he had referred House Joint Resolution No. 212 to the Committee on Calendar.

House Joint Resolution No. 213 -- Memorials, Sports -- Celina K-8 Junior High School basketball team, James C. Haile State Champion.

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The Speaker announced that he had referred House Joint Resolution No. 213 to the Committee on Calendar.

House Joint Resolution No. 216 -- Memorials, Personal Occasion -- Clinton Elmer Riddle, 98th Birthday.

The Speaker announced that he had referred House Joint Resolution No. 216 to the Committee on Calendar.

Senate Joint Resolution No. 195 -- Memorials, Sports -- Martin Middle School girls' basketball team, Class AA TMSAA Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 195 to the Committee on Calendar.

Senate Joint Resolution No. 198 -- Memorials, Recognition -- Cindy Cameron Ogle, Sevier Award.

The Speaker announced that he had referred Senate Joint Resolution No. 198 to the Committee on Calendar.

Senate Joint Resolution No. 199 -- General Assembly, Confirmation of Appointment -- Thomas L. "Tommy" Woods, Tennessee Fish and Wildlife Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 199 to the Committee on Energy, Agriculture and Natural Resources.

Senate Joint Resolution No. 200 -- General Assembly, Confirmation of Appointment -- James W. "Jimmy" Granbery, Tennessee Fish and Wildlife Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 200 to the Committee on Energy, Agriculture and Natural Resources.

Senate Joint Resolution No. 201 -- General Assembly, Confirmation of Appointment -- Dr. David "Hank" Wright, Tennessee Fish and Wildlife Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 201 to the Committee on Energy, Agriculture and Natural Resources.

Senate Joint Resolution No. 203 -- Memorials, Retirement -- Jack McElroy.

The Speaker announced that he had referred Senate Joint Resolution No. 203 to the Committee on Calendar.

Senate Joint Resolution No. 204 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee at Chattanooga advisory board.

The Speaker announced that he had referred Senate Joint Resolution No. 204 to the Committee on Education.

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Senate Joint Resolution No. 205 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee, Knoxville, advisory board.

The Speaker announced that he had referred Senate Joint Resolution No. 205 to the Committee on Education.

Senate Joint Resolution No. 206 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee at Martin advisory board.

The Speaker announced that he had referred Senate Joint Resolution No. 206 to the Committee on Education.

Senate Joint Resolution No. 207 -- General Assembly, Confirmation of Appointment -- Confirms the appointment of persons to the University of Tennessee Health Science Center advisory board.

The Speaker announced that he had referred Senate Joint Resolution No. 207 to the Committee on Education.

Senate Joint Resolution No. 208 -- General Assembly, Confirmation of Appointment -- Alan D. Wilson, Board of Trustees of the University of Tennessee.

The Speaker announced that he had referred Senate Joint Resolution No. 208 to the Committee on Education.

Senate Joint Resolution No. 209 -- General Assembly, Confirmation of Appointment -- Decosta Jenkins, Board of Trustees of the University of Tennessee.

The Speaker announced that he had referred Senate Joint Resolution No. 209 to the Committee on Education.

Senate Joint Resolution No. 210 -- General Assembly, Confirmation of Appointment -- Jamie Woodson, board of trustees of the University of Tennessee.

The Speaker announced that he had referred Senate Joint Resolution No. 210 to the Committee on Education.

Senate Joint Resolution No. 211 -- Memorials, Recognition -- 70th Anniversary of Oak Ridge gate opening.

The Speaker announced that he had referred Senate Joint Resolution No. 211 to the Committee on Calendar.

PRESENTATION

Senator Robinson presented **Senate Joint Resolution No. 196** to Mr. Thurston S. Smith.

MOTION

Senator Bell moved that Rule 37 be suspended for the immediate consideration of **House Joint Resolution No. 216**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 216 -- Memorials, Personal Occasion -- Clinton Elmer Riddle, 98th Birthday.

On motion of Senator Bell, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 216** was concurred in.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 216**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 216 -- Memorials, Recognition -- Old Union Church of Christ, 185th Anniversary.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 216** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 230**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 230 by Senator Haile.
Memorials, Recognition -- First Baptist Church of Gallatin, 160th Anniversary.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 230** was adopted.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 186 -- Memorials, Recognition -- Claudia H. Byrd.

Senate Joint Resolution No. 187 -- Memorials, Recognition -- Dr. Bill Toungette.

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Senate Joint Resolution No. 188 -- Memorials, Recognition -- Lindsey Anderson.

Senate Joint Resolution No. 190 -- Memorials, Death -- Marvin Ballin.

Senate Joint Resolution No. 191 -- Memorials, Death -- John T. Milburn Rogers.

Senate Resolution No. 11 -- Memorials, Recognition -- Rho Psi Affinity Alumni Chapter of the Omega Psi Phi Fraternity.

House Joint Resolution No. 153 -- Memorials, Public Service -- Gerald McCormick.

House Joint Resolution No. 154 -- Memorials, Sports -- Jordan Vick, Camden Central High School volleyball.

House Joint Resolution No. 155 -- Memorials, Sports -- Eden Pafford, Camden Central High School volleyball.

House Joint Resolution No. 156 -- Memorials, Sports -- Sarah Bradford, Camden Central High School volleyball.

House Joint Resolution No. 157 -- Memorials, Sports -- Brianna Minor, Camden Central High School volleyball.

House Joint Resolution No. 158 -- Memorials, Sports -- Briley Hardin, Camden Central High School volleyball.

House Joint Resolution No. 159 -- Memorials, Sports -- Isabella Pafford, Camden Central High School volleyball.

House Joint Resolution No. 160 -- Memorials, Recognition -- Kathy Weatherly, Governor's Volunteer Stars Award.

House Joint Resolution No. 161 -- Memorials, Recognition -- Ryan Baker, Governor's Volunteer Stars Award.

House Joint Resolution No. 162 -- Memorials, Recognition -- Susan Stewart, Governor's Volunteer Stars Award.

House Joint Resolution No. 163 -- Memorials, Recognition -- Keith Weatherly, Governor's Volunteer Stars Award.

House Joint Resolution No. 164 -- Memorials, Recognition -- Shelby Nolin, Governor's Volunteer Stars Award.

House Joint Resolution No. 165 -- Memorials, Recognition -- Jim Long, Governor's Volunteer Stars Award.

Senator Jackson moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

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Ayes 30
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Objections having been raised, the following bill was placed at the heel of the calendar for Monday, February 25, 2019, pursuant to Rule 38: **Senate Bill No. 207.**

Senate Bill No. 21 -- Naming and Designating -- As introduced, names the visitor center at the Tipton-Haynes Historic Site in Johnson City in honor of Penny McLaughlin.

Senate Bill No. 48 -- Purchasing and Procurement -- As introduced, authorizes a local governmental entity with centralized purchasing authority to increase the threshold, from \$25,000 to \$50,000, over which public advertisement and sealed competitive bids are required; reduces the number of purchase orders, from three to two, that must be retained by a county after a purchase order or contract is issued or executed. Amends TCA Section 5-14-111 and Section 12-3-1212.

Senate Bill No. 56 -- Naming and Designating -- As introduced, designates the Robert Spicer Memorial Buck Dance Championship as the official buck dancing competition of the State of Tennessee. Amends TCA Title 4, Chapter 1, Part 3.

On motion, Senate Bill No. 56 was made to conform with **House Bill No. 68.**

On motion, House Bill No. 68, on same subject, was substituted for Senate Bill No. 56.

Senate Bill No. 68 -- Naming and Designating -- As introduced, names visitor center at Carter House Historic Site in honor of the late Herbert L. Harper.

Senate Bill No. 73 -- Comptroller, State -- As introduced, deletes reference to the Public Service Commission, which was dissolved in 1996, and replaces it with a reference to the Commission's successor, the Office of State Assessed Properties. Amends TCA Section 67-5-1606.

Senate Bill No. 80 -- Criminal Offenses -- As introduced, expands the offense of indecent exposure in a penal institution to include actions committed against staff members in addition to guards; defines staff member as any person employed by a penal institution or who performs ongoing services in a penal institution, including, but not limited to, clergy, educators, and medical professionals. Amends TCA Section 39-13-511.

Senate Bill No. 96 -- Sunset Laws -- As introduced, extends the board of physical therapy to June 30, 2025. Amends TCA Title 4, Chapter 29; Title 63, Chapter 13 and Section 68-1-101.

Senate Bill No. 98 -- Sunset Laws -- As introduced, extends the board for professional counselors, marital and family therapists, and clinical pastoral therapists to June 30, 2023. Amends TCA Title 4, Chapter 29; Title 63, Chapter 22 and Section 68-1-101.

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Senate Bill No. 99 -- Sunset Laws -- As introduced, extends the board of alcohol and drug abuse counselors to June 30, 2025. Amends TCA Title 4, Chapter 29; Title 63, Chapter 1, Part 1 and Title 68, Chapter 24.

Senate Bill No. 101 -- Sunset Laws -- As introduced, extends the board of occupational therapy to June 30, 2025. Amends TCA Title 4, Chapter 29; Title 63, Chapter 13 and Section 68-1-101.

Senate Bill No. 105 -- Sunset Laws -- As introduced, extends the Ocoee River recreation and economic development fund board to June 30, 2021. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 8.

Senate Bill No. 106 -- Sunset Laws -- As introduced, extends the board of osteopathic examination to June 30, 2025. Amends TCA Title 4, Chapter 29; Title 63, Chapter 9 and Section 68-1-101.

Senate Bill No. 125 -- Sunset Laws -- As introduced, extends the department of health to June 30, 2023. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 126 -- Sunset Laws -- As introduced, extends the advisory committee for children's special services to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 12.

Senate Bill No. 127 -- Sunset Laws -- As introduced, extends the genetic advisory committee to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 5.

Senate Bill No. 128 -- Sunset Laws -- As introduced, extends the perinatal advisory committee to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1, Part 8.

Senate Bill No. 129 -- Sunset Laws -- As introduced, extends the Tennessee medical examiner advisory council to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 38, Chapter 7.

Senate Bill No. 130 -- Sunset Laws -- As introduced, extends the traumatic brain injury advisory council to June 30, 2025. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 55.

Senate Bill No. 233 -- Naming and Designating -- As introduced, designates the week beginning on the first Sunday in April as Financial Literacy Week in Tennessee. Amends TCA Title 15, Chapter 2.

Senate Bill No. 236 -- TennCare -- As introduced, changes the basis for the multiplier of the ground ambulance service provider assessment calculation from medicaid transports by a provider to all transports by a provider. Amends TCA Title 71.

On motion, Senate Bill No. 236 was made to conform with **House Bill No. 90**.

On motion, House Bill No. 90, on same subject, was substituted for Senate Bill No. 236.

Senate Bill No. 241 -- Taxes, Real Property -- As introduced, removes various provisions regarding state property tax, including authority to place liens and issue distress warrants. Amends TCA Title 8, Chapter 8, Part 2 and Title 67, Chapter 5, Part 13.

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Senate Bill No. 242 -- Education, Higher -- As introduced, requires public postsecondary institutions to classify the spouse or dependent child of an active member of the United States armed forces transferred out of state on military orders as an in-state student for tuition purposes. Amends TCA Title 49, Chapter 7.

Senate Bill No. 278 -- Assessors -- As introduced, changes the date, from October 1 of each year to April 15 of each year, by which assessors in counties, other than counties with a metropolitan form of government, must file that year's property maps with the register of deeds. Amends TCA Section 67-5-806.

Senate Bill No. 320 -- Local Government, General -- As introduced, removes the requirement that the office of local government have a director who is both appointed by the comptroller of the treasury and serves at the pleasure of the comptroller of the treasury. Amends TCA Section 4-16-101.

Senate Bill No. 349 -- Criminal Offenses -- As introduced, prohibits the dropping of items or substances from unmanned aircraft into an open-air event venue where more than 100 persons are gathered for a ticketed event; violation is Class C misdemeanor. Amends TCA Title 39, Chapter 13.

Senate Bill No. 381 -- Inheritance Laws -- As introduced, prohibits a person who intentionally killed the decedent from filing a wrongful death action based on the death of the decedent or sharing any portion of a wrongful death settlement or judgment resulting from the death of the decedent. Amends TCA Section 31-1-106.

Senate Bill No. 458 -- Fireworks -- As introduced, authorizes the retail sale of Class C common fireworks in Millington. Amends TCA Title 68, Chapter 104.

Senate Joint Resolution No. 83 -- Naming and Designating -- "Certified Government Financial Manager Month," March 2019.

Senate Joint Resolution No. 88 -- Memorials, Recognition -- National Slavery and Human Trafficking Prevention Month.

Senate Joint Resolution No. 96 -- Memorials, Government Officials -- Urges President of United States to designate state funeral for last surviving Medal of Honor recipient from World War II.

Senate Joint Resolution No. 119 -- Memorials, Recognition -- "Bleeding Disorders Awareness Month" in Tennessee, March 2019.

Senator Jackson moved that all Senate Joint Resolutions be adopted; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

CALENDAR

Senator Yager moved that **Senate Joint Resolution No. 1** be moved four places down on the Calendar for today, which motion prevailed.

Senate Bill No. 51 -- Fireworks -- As introduced, allows the continued sale at retail of any Class C common fireworks in Rutherford County after the 2020 federal census. Amends TCA Section 68-104-112.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "April 1, 2020" in Section 2 and substituting the language "December 31, 2020".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 51**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Bill No. 78 -- Motor Vehicles, Titling and Registration -- As introduced, urges the department of revenue to study the enforcement of disabled parking violations; requires department to report its findings and recommendations on or before February 1, 2020, to the transportation and safety committee of the senate and transportation committee of the house of representatives. Amends TCA Title 55, Chapter 21, Part 1.

On motion, Senate Bill No. 78 was made to conform with **House Bill No. 131**.

On motion, House Bill No. 131, on same subject, was substituted for Senate Bill No. 78.

On motion of Senator Massey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 131** passed its third and final consideration by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Massey, Niceley, Pody, Reeves,

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Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

Senate Bill No. 124 -- Sunset Laws -- As introduced, extends the Tennessee state veterans' homes board to June 30, 2023. Amends TCA Title 4, Chapter 29 and Title 58, Chapter 7.

Senator Roberts moved to amend as follows:

AMENDMENT NO. 1

AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 58-7-103(a), is amended by deleting the subsection and substituting instead the following:

The board shall elect a chair from among its members. The chair shall be a citizen of the state and an honorably discharged veteran of the United States armed forces. The chair shall serve a two-year term. A chair may be reelected; provided, that no person shall serve as chair for more than two (2) consecutive terms.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 124**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Bill No. 208 -- Adoption -- As introduced, eliminates failure to pay prenatal, natal, and postnatal expenses as ground for termination of parental rights; clarifies the definition of notice; removes unnecessary affidavit language; adds existing abuse crimes to the definition of severe child abuse; clarifies definition of putative father; clarifies requirements for checking putative father registry; makes various other revisions. Amends TCA Title 36, Chapter 1, Part 1; Title 36, Chapter 2 and Section 37-1-102.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-1-111(a), is amended by adding the following subdivision:

A surrendering party shall complete a social and medical history form as promulgated by the department of children's services, or a substantially similar form, and attach the completed and executed form to the surrendering party's pre-surrender information form.

SECTION 2. Tennessee Code Annotated, Section 36-1-111(w)(5), is amended by deleting the language "[I have received and reviewed a copy of the sworn statement of the child's mother in which the mother identifies me as the father of the child.]" and substituting instead the language "[I have received and reviewed a copy of the statement of the child's mother in which the mother identifies me as the father of the child.]".

SECTION 3. Tennessee Code Annotated, Section 36-1-113(g), is amended by deleting subdivision (9)(A)(i).

SECTION 4. Tennessee Code Annotated, Section 36-1-113(g), is amended by deleting subdivision (9)(B)(ii) and substituting instead the following:

(ii) "Notice" also means the oral statement to an alleged biological father from a biological mother that the alleged biological father is believed to be the biological father, or possible biological father, of the biological mother's child;

SECTION 5. Tennessee Code Annotated, Section 36-1-111(b)(3), is amended by deleting the language "before I sign the form" and substituting instead the language "before I sign this form".

SECTION 6. Tennessee Code Annotated, Section 36-1-111(b)(3), is amended by deleting the language "execution of the foregoing surrender and as required" and substituting instead the language "execution of the foregoing surrender as required".

SECTION 7. Tennessee Code Annotated, Section 36-1-111(b)(3), is amended by deleting the language "true and to the best of" and substituting instead the language "true to the best of".

SECTION 8. Tennessee Code Annotated, Section 36-1-111(b)(4), is amended by deleting the language "go to #10." and substituting instead the language "go to #9."

SECTION 9. Tennessee Code Annotated, Section 36-1-111(b)(4), is amended by deleting the language "whom made the payment" and substituting instead the language "who made the payment".

SECTION 10. Tennessee Code Annotated, Section 36-1-111(b)(4), is amended by deleting the language "putative damages" and substituting instead the language "punitive damages".

SECTION 11. Tennessee Code Annotated, Section 36-1-111(b)(4), is amended by deleting the language "USB" and substituting instead the language "UBS".

SECTION 12. Tennessee Code Annotated, Section 36-1-111(b)(5), is amended by deleting the following language:

d. Prospective Adoptive Parent's Marital Status _____ 3. The following costs have been paid or promised by _____ (me/us) for activities involving the placement of this child. Please include, amount paid or promised, to whom, by whom, date paid and type of service or cost: _____ 4. I am _____, representative of _____ a licensed child placing agency with offices at: _____

and substituting instead the following language:

d. Prospective Adoptive Parent's Marital Status _____ Or 3. I am _____, representative of _____ a licensed child placing agency with offices at: _____ 4. The following costs have been paid or promised by _____ (me/us) for activities involving the placement of this child. Please include, amount paid or promised, to whom, by whom, date paid and type of service or cost: _____.

SECTION 13. Tennessee Code Annotated, Section 36-1-111(b)(5), is amended by deleting the language ". The affidavit required by T.C.A. § 36-1-111(d)(6) of the custodial parent or guardian to this effect has been presented to the court at this time".

SECTION 14. Tennessee Code Annotated, Section 36-1-111(b)(5), is amended by deleting the language ", and the affidavit of the custodial parent or guardian to this effect required by T.C.A. § 36-1-111(d)(6) has been presented to the court at this time;" and substituting instead the language "; or".

SECTION 15. Tennessee Code Annotated, Section 36-1-111(b)(6), is amended by deleting the language "Gaurdian" and substituting instead the language "Guardian".

SECTION 16. Tennessee Code Annotated, Section 36-1-111(d)(6)(B), is amended by deleting the language ", as evidenced by the affidavit of the person or persons receiving the surrender and by affidavit of the surrendering or consenting parent or guardian or court order".

SECTION 17. Tennessee Code Annotated, Section 36-1-111(d)(6)(C), is amended by deleting the language "as evidenced by an affidavit of the person or persons or entities receiving the child and by the affidavit of the surrendering or consenting parent or guardian or court order".

SECTION 18. Tennessee Code Annotated, Section 36-1-104, is amended by deleting the section and substituting instead the following:

Any person who, upon request by any party to an adoption or the party's agent or attorney, a licensed child-placing agency or licensed clinical social worker, the department, or the court, knowingly and willfully withholds any information related to the child who is the subject of a surrender, a termination of parental rights, or an adoption proceeding, or who knowingly and willfully withholds any material information concerning the identity, status, or whereabouts of the child's legal parent

or parents, putative father, or guardian or who knowingly and willfully gives false information concerning the child or the identity, status, or whereabouts of the child's legal parent, putative father, or guardian commits a Class A misdemeanor. Nothing in this section shall be construed to require a person or agency to disclose any confidential or privileged information protected by any state or federal law or regulation.

SECTION 19. Tennessee Code Annotated, Section 37-1-102(b)(27)(C), is amended by deleting the subdivision and substituting instead the following:

The commission of any act towards the child prohibited by § 39-13-309, §§ 39-13-502 - 39-13-504, § 39-13-515, § 39-13-522, § 39-13-527, § 39-13-531, § 39-13-532, § 39-15-302, § 39-15-402, or § 39-17-1005 or the knowing failure to protect the child from the commission of any such act towards the child; or

SECTION 20. Tennessee Code Annotated, Section 36-1-116(b), is amended by deleting the language "petition to adopt must" and substituting instead the language "petition to adopt may be made upon information and belief, shall be verified, and must".

SECTION 21. Tennessee Code Annotated, Section 36-1-116(b)(13)(A), is amended by deleting the subdivision and substituting instead the following:

(i) That the Tennessee putative father registry has been consulted within ten (10) working days prior to the filing of the petition or will be consulted within ten (10) working days thereafter unless the biological father has been identified through DNA testing as described in § 24-7-112 and that identification is set out in the petition; a copy of the response to this inquiry must be provided to the court immediately upon receipt by the petitioner and prior to finalization of the adoption;

(ii) That if the child was born in a state other than Tennessee and that state has a putative father registry or equivalent, that registry has been consulted within ten (10) working days prior to the filing of the petition or will be consulted within ten (10) working days thereafter unless the biological father has been identified through DNA testing as described in § 24-7-112 and that identification is set out in the petition; a copy of the response to this inquiry must be provided to the court immediately upon receipt by the petitioner; if the state of the child's birth has no putative father registry, the petition must include a statement to that effect;

(iii) That if the petitioner knows or has reason to believe the mother was living or present in another state at the time of the child's conception and that state has a putative father registry or equivalent, that registry has been consulted within ten (10) working days prior to the filing of the petition or will be consulted within ten (10) working days thereafter; a copy of the response to this inquiry must be provided to the court immediately upon receipt by the petitioner and prior to the finalization of the adoption; if the possible state of the child's conception has no putative father registry, the petition shall include a statement to that effect; and

(iv) That if the child is less than thirty (30) days old at the time the petition is filed, whether notice of the filing of the adoption petition has been provided to any registry required by this section;

SECTION 22. Tennessee Code Annotated, Section 36-1-116(d), is amended by deleting the subsection in its entirety and substituting instead the following:

If this section requires a putative father registry check in any state other than Tennessee and that state will not permit access to its putative father registry, does not respond within thirty (30) days, or requires a fee determined by the court to be unreasonable, and the court finds that the petitioner has otherwise made diligent efforts to identify the child's biological father, the court may waive this requirement and enter an order of adoption.

SECTION 23. Tennessee Code Annotated, Section 36-1-102(43), is amended by deleting the subdivision and substituting instead the following:

"Putative father" means a biological or alleged biological father of a child who, at the time of the filing of the petition to terminate the parental rights of such person, or if no such petition is filed, at the time of the filing of a petition to adopt a child, meets at least one (1) of the criteria set out in § 36-1-117(c), has not been excluded by DNA testing as described in § 24-7-112 establishing that he is not the child's biological father or that another man is the child's biological father, and is not a legal parent;

SECTION 24. Tennessee Code Annotated, Section 36-1-113(d)(1), is amended by deleting the subdivision and substituting instead the following:

The petition to terminate parental rights may be made upon information and belief and shall be verified. If a parent whose parental rights are proposed for termination is the legal parent of the child, as defined in § 36-1-102, and if such parent is alleged to be deceased, then diligent efforts must be made by the petitioner to verify the death of such parent. Upon proof satisfactory to the court that such parent is deceased, no further action shall be required to terminate parental rights of that person.

SECTION 25. Tennessee Code Annotated, Section 36-1-113(d)(2)(A), is amended by deleting the language "petition, or allegations in the adoption petition," and substituting instead the language "petition to terminate parental rights".

SECTION 26. Tennessee Code Annotated, Section 36-1-113(d)(3)(A), is amended by deleting the subdivision in its entirety and substituting instead the following:

(A) The petition to terminate parental rights must state that:

(i) The Tennessee putative father registry has been consulted prior to the filing of the petition or will be consulted within ten (10) days thereafter unless the biological father has been identified through DNA testing as described in § 24-7-112 and that identification is set out in the petition; and a copy of the response to this inquiry shall be provided to the court immediately upon receipt by the petitioner; and

(ii) Notice of the filing of the termination petition has been provided to the Tennessee putative father registry if the child is less than thirty (30) days old at the time the petition is filed.

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SECTION 27. Tennessee Code Annotated, Section 36-1-113(d)(3)(B), is amended by deleting the subdivision.

SECTION 28. Tennessee Code Annotated, Section 36-1-113(d)(4), is amended by deleting the language "petition, if filed separately from the adoption petition," and substituting instead the language "petition to terminate parental rights, if filed separately from the adoption petition,".

SECTION 29. Tennessee Code Annotated, Section 36-1-117(a), is amended by deleting the subsection and substituting instead the following:

(a) Unless the legal parent, guardian, or any putative father of the child has surrendered parental or guardianship rights to the child, executed a parental consent, or waived the person's rights pursuant to § 36-1-111(w) or (x), or unless the person's rights have been terminated by court order, such person must be made a party to the adoption proceeding or to a separate proceeding seeking termination of those rights and those rights must be terminated prior to entry of an order of adoption.

SECTION 30. Tennessee Code Annotated, Section 36-2-318(d)(1), is amended by deleting the subdivision and substituting instead the following:

(1) Those persons contained on the registry must be given notice by the petitioners in proceedings for the adoption of a child and, except as they may waive their rights under subsection (f), must have their parental rights to the child terminated prior to entry of an adoption order, as may be required pursuant to chapter 1, part 1 of this title, unless they have executed a surrender, waiver of interest, or parental consent as provided in chapter 1, part 1 of this title.

SECTION 31. Tennessee Code Annotated, Section 36-1-102, is amended by adding the following language as a new, appropriately designated subdivision:

"Conservator" means a person or entity appointed by a court to provide partial or full supervision, protection, and assistance of the person or property, or both, of a disabled adult pursuant to title 34, chapter 1 or the equivalent law of another state;

SECTION 32. Tennessee Code Annotated, Section 36-1-117(d)(1), is amended by deleting the language "legal guardians as defined in § 36-1-102 or legal custodians of the person of the child or adult" and substituting instead the language "the guardian or custodian of the child or the conservator of the adult".

SECTION 33. Tennessee Code Annotated, Section 36-1-117(j)(2)(A), is amended by deleting the language "guardian or conservator of the person" and substituting instead the language "conservator".

SECTION 34. Tennessee Code Annotated, Section 36-1-117(j)(2)(B), is amended by deleting the language "guardian or".

SECTION 35. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

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Thereupon, **Senate Bill No. 208**, as amended, passed its third and final consideration by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Joint Resolution No. 1 -- Constitutional Amendments -- Proposes amendment to Article VI, Section 5 to provide for the selection of the attorney general and reporter for the state with nomination by the supreme court and confirmation by the general assembly.

Senator Yager moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution, for the third time.

Thereupon, Mr. Speaker McNally declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 1** had been read, for the third time.

Thereupon, **Senate Joint Resolution No. 1** was adopted by the following vote:

Ayes 27
Noes 3

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

Senators voting no were: Lundberg, Stevens and Yarbrow--3.

A motion to reconsider was tabled.

MR. SPEAKER MCNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Senator Haile as Speaker pro tempore.

Senate Bill No. 313 -- State Government -- As introduced, requires the executive director of the state museum to report to the chairs of the finance, ways and means committees of both houses detailing the fundraising activities of the state museum during the previous fiscal year; makes other revisions governing donations to the museum. Amends TCA Title 4 and Title 10.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following language:

SECTION 2. Tennessee Code Annotated, Section 10-7-504, is amended by adding the following subsection (x):

(x)(1) The following information regarding donors to the state museum is confidential and not open for inspection by members of the public, upon the donor's advance request; provided, however, that the museum may disclose such information as authorized or required by law:

(A) Residential information, including the street address, city, state, and zip code;

(B) Home telephone and personal cell phone numbers;

(C) Social security number;

(D) Electronic mail address; and

(E) Taxpayer identification number.

(2) This subsection (x) is repealed effective July 1, 2026.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 313**, as amended, passed its third and final consideration by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

Senate Bill No. 335 -- Education, Higher -- As introduced, exempts certain postsecondary educational institutions from the Tennessee Higher Education Authorization Act of 2016 under certain circumstances; subjects certain postsecondary educational institutions to bond requirements under the Tennessee Higher Education Authorization Act of 2016. Amends TCA Section 49-7-2004 and Section 49-7-2022.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subdivision (6)(B) in Section 1 and substituting instead the following:

(B) Is accredited by an accrediting agency recognized by the United States department of education and its primary campus has been accredited by a recognized accreditor for at least twenty (20) consecutive years;

On motion, Amendment No. 1 was adopted.

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Thereupon, **Senate Bill No. 335**, as amended, passed its third and final consideration by the following vote:

Ayes 28
Noes 0

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

Senate Joint Resolution No. 58 -- General Assembly, Statement of Intent or Position -- Expresses support for the Nation of Israel.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the last resolving clause in its entirety and substituting instead the following:

BE IT FURTHER RESOLVED, that an enrolled copy of this resolution be forwarded to the Israeli Embassy in Washington, D.C., for transmission to the proper authorities in the Nation of Israel, and transmitted to each member of the Tennessee congressional delegation.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Joint Resolution No. 58**, as amended, was adopted by the following vote:

Ayes 28
Noes 0

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--28.

A motion to reconsider was tabled.

MR. SPEAKER PRO TEMPORE HAILE RELINQUISHES CHAIR

Mr. Speaker Pro Tempore Haile relinquished the Chair to Senator Dickerson.

RECALL OF BILL

On motion of Senator Bailey, **Senate Bill No. 277** was recalled from the Committee on Calendar.

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REFERRAL OF BILL

Senator Bailey moved that Senate Bill No. 277 be referred to the Committee on Commerce and Labor, which motion prevailed.

MOTION

Senator Bailey moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 277** on the calendar for the Committee on Commerce and Labor for Tuesday, February 26, 2019, which motion prevailed.

MOTION

Senator Johnson moved the Proposed Schedule for the week of February 25, 2019, be adopted and made the action of the Senate, which motion prevailed.

TENNESSEE STATE SENATE 111th GENERAL ASSEMBLY

SCHEDULE FOR THE WEEK OF FEBRUARY 25, 2019

MONDAY – FEBRUARY 25, 2019

4:30 p.m.

Session – Senate Chamber

TUESDAY – FEBRUARY 26, 2019

8:30 a.m.

Finance, Ways & Means Committee

9:30 a.m.

State & Local Government Committee

12:30 p.m.

Lunch

1:00 p.m.

Commerce & Labor Committee

3:00 p.m.

Judiciary Committee

WEDNESDAY – FEBRUARY 27, 2019

8:30 a.m.

Government Operations Committee

10:00 a.m.

Transportation & Safety Committee

11:00 a.m.

Energy, Agriculture & Natural Resources Committee

12:00 p.m.

Lunch

1:00 p.m.

Health & Welfare Committee

2:30 p.m.

Education Committee

THURSDAY – FEBRUARY 28, 2019

8:30 a.m.

Session – Senate Chamber

OTHER MEETINGS

Monday, February 25, 2019

- Joint Government Operations – Rule Review at 11:00 a.m.

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- Joint Government Operations Committee - Self Sufficiency Hearing at 1:00 p.m., House Hearing Room 1
- Council on Pensions and Insurance at 1:00 p.m., House Hearing Room 3

RECALL OF BILL

On motion of Mr. Speaker McNally, **Senate Bill No. 1429** was recalled from the Committee on Energy, Agriculture and Natural Resources.

REFERRAL OF BILL

Mr. Speaker McNally moved that Senate Bill No. 1429 be referred to the Committee on Commerce and Labor, which motion prevailed.

RECALL OF BILL

On motion of Mr. Speaker McNally, **Senate Bill No. 1160** was recalled from the Committee on Finance, Ways and Means.

REFERRAL OF BILL

Mr. Speaker McNally moved that Senate Bill No. 1160 be referred to the Committee on Transportation and Safety, which motion prevailed.

RECALL OF BILL

On motion of Mr. Speaker McNally, **Senate Bill No. 1390** was recalled from the Committee on Commerce and Labor.

REFERRAL OF BILL

Mr. Speaker McNally moved that Senate Bill No. 1390 be referred to the Committee on Health and Welfare, which motion prevailed.

MOTION

On motion of Senator Dickerson, his name was added as prime sponsor of **Senate Bill No. 16.**

On motion of Senator Akbari, her name was removed as sponsor of **Senate Bill No. 16.**

On motion of Senator Bailey, his name was added as sponsor of **Senate Bills Nos. 29, 233, 309 and 352; and Senate Joint Resolutions Nos. 83, 88, 96 and 119.**

On motion of Senator Reeves, his name was added as sponsor of **Senate Bill No. 51.**

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bill No. 78.**

On motion of Senator Massey, her name was added as sponsor of **Senate Bill No. 281; and House Joint Resolution No. 171.**

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On motion of Senators Robinson and Gresham, their names were added as sponsors of **Senate Bill No. 368**.

On motion of Senators Niceley and Bowling, their names were added as sponsors of **Senate Bill No. 461**.

On motion of Senator Crowe, his name was added as sponsor of **Senate Bills Nos. 474, 500, 520, 534, 555, 568, 713, 799, 800, 1039, 1080 and 1450**.

On motion of Senator Kurita, her name was added as sponsor of **Senate Bill No. 512**.

On motion of Senators Hensley, White, Kyle, Kurita, Bell, Dickerson, Bailey, Bowling, Pody and Jackson, their names were added as sponsors of **Senate Bill No. 533**.

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 621**.

On motion of Senator Briggs, his name was added as sponsor of **Senate Bill No. 775**.

On motion of Senators White and Massey, their names were added as sponsors of **Senate Bill No. 1252**.

On motion of Senator Robinson, her name was added as sponsor of **Senate Bills Nos. 1124 and 1161**.

On motion of Senators Haile, Crowe, Bailey and Pody, their names were added as sponsors of **Senate Bill No. 1166**.

On motion of Senator Swann, his name was added as sponsor of **Senate Bill No. 1364**.

On motion of Senator White, her name was added as sponsor of **Senate Bill No. 1407**.

On motion of Senator Gresham, her name was added as sponsor of **Senate Joint Resolution No. 1**.

On motion of Senators Gresham, Kelsey and White, their names were added as sponsors of **Senate Joint Resolution No. 58**.

On motion of Senator Kelsey, his name was added as sponsor of **Senate Joint Resolution No. 174**.

On motion of Senators Kelsey, Kyle and Robinson, their names were added as sponsors of **Senate Joint Resolution No. 190**.

On motion of Senators Watson, Gardenhire, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 153**.

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On motion of Senator Stevens, his name was added as sponsor of **House Joint Resolutions Nos. 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164 and 165.**

On motion of Senators Swann and Southerland, their names were added as sponsors of **House Joint Resolutions Nos. 177, 178 and 179.**

On motion of Senator Bell and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 216.**

ENGROSSED BILLS

February 21, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 21, 48, 51, 68, 73, 80, 96, 98, 99, 101, 105, 106, 124, 125, 126, 127, 128, 129, 130, 208, 233, 241, 242, 278, 313, 320, 335, 349, 381 and 458; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

ENGROSSED BILLS

February 21, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 1, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

ENGROSSED BILLS

February 21, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 58, 83, 88, 96, 119, 186, 187, 188, 190, 191, 216 and 230; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

February 19, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 68, 90 and 131; passed by the House.

TAMMY LETZLER
Chief Clerk

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MESSAGE FROM THE HOUSE

February 19, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 207, 208, 209, 210, 211, 212, 213 and 216; adopted, for the Senate's action.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

February 21, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 166, 214, 215, 217 and 218; adopted, for the Senate's action.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

February 18, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197; concurred in by the House.

TAMMY LETZLER
Chief Clerk

ENROLLED BILLS

February 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON
Deputy Chief Clerk

ENROLLED BILLS

February 21, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolution No. 11, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON
Deputy Chief Clerk

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MESSAGE FROM THE HOUSE

February 21, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 216, for the signature of the Speaker.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

February 22, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164 and 165; for the signature of the Speaker.

TAMMY LETZLER
Chief Clerk

SIGNED

February 19, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197.

SIGNED

February 19, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 108, 117, 118, 119, 120, 121, 123, 124, 125, 126, 128, 129, 131, 136, 137, 139 and 152.

SIGNED

February 21, 2019

The Speaker announced that he had signed the following: Senate Resolution No. 11.

SIGNED

February 21, 2019

The Speaker announced that he had signed the following: House Joint Resolution No. 216.

MESSAGE FROM THE HOUSE

February 19, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197; signed by the Speaker.

TAMMY LETZLER
Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

February 19, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 123, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 146, 147, 148, 149, 150, 151, 185, 189 and 196; for his action.

ALAN WHITTINGTON
Deputy Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

February 20, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197; for his action.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE GOVERNOR

February 20, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 22, with his approval.

Lang Wiseman,
Deputy and Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

February 20, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 123, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 146, 147, 148, 149, 150, 151, 185, 189 and 196; with his approval.

Lang Wiseman,
Deputy and Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

February 21, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 152, 153, 155, 156, 157, 158, 162, 163, 164, 167, 177, 180, 184 and 197; with his approval.

LANG WISEMAN,
Deputy and Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, February 21, 2019: Senate Joint Resolutions Nos. 186, 187, 188, 190 and 191; Senate Resolution No. 11; and House Joint Resolutions Nos. 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164 and 165.

This the 19th day of February, 2019
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, February 21, 2019: Senate Bills Nos. 21, 48, 56, 68, 73, 80, 96, 98, 99, 101, 105, 106, 125, 126, 127, 128, 129, 130, 207, 233, 236, 241, 242, 278, 320, 349, 381 and 458; and Senate Joint Resolutions Nos. 83, 88, 96 and 119.

This the 19th day of February, 2019
JACKSON, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, February 21, 2019: Senate Joint Resolution No. 1; Senate Bills Nos. 51, 78, 124, 208, 313 and 335; and Senate Joint Resolution No. 58.

This the 19th day of February, 2019
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, February 25, 2019: Senate Joint Resolutions Nos. 195, 198, 203 and 211; and House Joint Resolutions Nos. 167, 168, 169, 170, 171, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 187, 188, 189, 190, 191, 192, 193, 194, 208, 209, 210, 211, 212 and 213.

This the 21st day of February, 2019
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, February 25, 2019: Senate Bills Nos. 49, 97, 100,

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108, 109, 134, 135, 136, 138, 139, 140, 157, 158, 275, 293, 309, 340, 351, 359, 413, 430, 479, 500, 644, 697, 784, 785, 807, 907, 918, 919 and 956; Senate Resolution No. 10; and House Joint Resolution No. 60.

This the 21st day of February, 2019
JACKSON, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, February 25, 2019: Senate Bills Nos. 46, 72, 306, 345, 352, 357, 497, 788, 789, 790 and 207.

This the 21st day of February, 2019
JACKSON, Chairperson

ADJOURNMENT

Senator Johnson moved the Senate adjourn until 4:30 p.m., Monday, February 25, 2019, which motion prevailed.